

Exhibit G

CMS 30(b)(6) - Joseph Bryant

November 15, 2007

Washington, DC

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

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IN RE: PHARMACEUTICAL)	MDL NO. 1456
INDUSTRY AVERAGE WHOLESALE)	CIVIL ACTION
PRICE LITIGATION)	01-CV-12257-PBS
THIS DOCUMENT RELATES TO)	
U.S. ex rel. Ven-a-Care of)	Judge Patti B. Saris
the Florida Keys, Inc.)	
v.)	Chief Magistrate
Abbott Laboratories, Inc.,)	Judge Marianne B.
No. 06-CV-11337-PBS)	Bowler

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Videotaped 30(b)(6) deposition of CMS (JOSEPH BRYANT)

Washington, D.C.

Thursday, November 15, 2007

9:00 a.m.

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1 have a letter is because we need to have some
2 kind of way of refreshing his recollection. He
3 can't have this memorized. So there are
4 subsections where Mr. Draycott gives a status.
5 There's a search ongoing with respect to an
6 appeals court file. There's a search ongoing
7 with respect to state plan amendments. There are
8 different categories. There's a search going on
9 with respect to certain parts of CMS that were
10 requested.

11 And he indicates that the searches are
12 ongoing.

13 The witness can use those letters to
14 refresh his recollection, but he cannot have it
15 memorized.

16 MS. RAMSEY: I don't expect him to have
17 it memorized. I'm just wondering whether we're
18 going to be able to learn about searches and
19 collection of documents that may have not been
20 produced yet or that are ongoing. Has the
21 witness been prepared to testify about the
22 locations that searches have been undertaken and

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1 information about the searches that were
2 conducted before April 3rd of 2007?

3 A. I believe, other than the
4 correspondence between the attorneys -- and I
5 don't believe my log has dates on it, so I could
6 not tell you specifically which documents were
7 produced.

8 Q. Can you tell me the areas within CMS or
9 its regional offices or offices outside of CMS
10 within HHS that were searched prior to April of
11 '07?

12 MS. MARTINEZ: Objection, form.

13 A. I can tell you that the carriers were
14 searched and they produced documents. I can tell
15 you that other agency employees produced
16 documents. But I cannot specifically tell you
17 which documents were produced at that time.

18 MS. MARTINEZ: Just for the record,
19 step by step that's itemized line by line in the
20 transmittal letters.

21 MS. RAMSEY: Well, that details the
22 production, but not the searches.

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1 September 2000 memo. That September 2000 memo,

2 I'm not sure if you're familiar with it --

3 MS. RAMSEY: The DOJ to AWP memo.

4 MS. MARTINEZ: That came from the
5 Medicare Part B side. And if you go to the
6 contact list, the Medicare Part B side is within
7 the Center of Medicare Management. And there is
8 a contact that Mr. Bryant has been dealing with
9 that is by the name of Larry Bonander.

10 So I'm just saying that that would
11 identify a contact from the Center for Medicare
12 Management. And you have -- and you know that
13 there was an early production from the Center for
14 Medicare Management, because there was that memo.
15 In addition obviously there was an agency-wide
16 search for specific documents related to specific
17 people, agency personnel that was requested,
18 which is also reflected in the letter.

19 In addition the February 9th letter
20 reflects that we were working on Medicaid state
21 plans which were being obtained from the regional
22 offices. And if you go to the contact list,

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1 there's contacts for each regional office. For
2 example, for each of those Medicaid state plans
3 that were being produced in those searches that
4 were being done, each regional office has a
5 contact person in the contact list that would
6 have been either working or have knowledge --
7 would have been responsible for what was
8 happening with respect to the searches at the
9 regional offices.

10 I mean, when you see the contact list
11 you see how large and how many departments were
12 involved. But one way of tracking it back
13 together is what section was doing the production
14 early on and then there's a contact name
15 specifically that relates to that section.

16 MS. RAMSEY: But I am trying to
17 understand whether searches were undertaken
18 besides the ones where documents have been
19 produced?

20 MS. MARTINEZ: Right. I understand
21 what you're saying. I'm not sure that he would
22 have a way of knowing that today, because we